



12-22-05

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert J. Simmons

Serial No.: 10/699,716

Attorney Docket: J-BSIM.1007

Customer No: 56703

December 21, 2005

Filed: November 3, 2003

Group #: 3673

For: Angle-section Column/Beam Connector

Examiner: Gay Spahn

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**PETITION WITHDRAW HOLDING OF ABANDONMENT Under 37 C.F.R. § 1.137(a)**

1. A Notice of Abandonment, dated December 5, 2005, was received in this Office on December 7, 2005. The Notice alleged that Applicant did not file a proper reply to an Office action dated April 13, 2005. Applicant never received the Office action, as is evident from the U. S. Patent and Trademark Office PAIR records, which show that the Office action was returned as undeliverable by the US Postal Service.
2. The inability of the US Postal Service to deliver the Office action is suspect, as it was addressed to the same address as the Filing Receipt, dated February 3, 2004, attached as Exhibit A, and the Notice of Publication, dated May 13, 2004, attached as Exhibit B.
3. It should be noted that the U. S. Patent and Trademark Office, when entering data from Applicant's filing paper entered an incorrect zip code, *i.e.*, the U. S. Patent and Trademark Office entered "97201" *vice* the correct zip code of "97214." It is not clear how this happened, as the undersigned provided a customer number of "23855," which has always had the correct mailing address for the undersigned associated therewith. In spite of the slightly incorrect address, two documents from the U. S. Patent and Trademark Office were received.
4. The undersigned moved office locations in late May of 2005, and immediately submitted a change of address of Customer Number to the U. S. Patent and Trademark Office. In October 2005, designated a client-specific customer number of "56703" for this and a number of other matters. The Notice of Abandonment was sent to the new address and

Page 1 **PETITION WITHDRAW HOLDING OF ABANDONMENT** for Serial No.  
10/699,716; Attorney Docket No. J-BSIM.1007

12/23/2005 MBIZUNES 00000079 10699716  
01 FC:2452 250.00 0P

06/01/2006 CKHLOK 00000008 10699716  
01 FC:2453 750.00 0P

Adjustment date: 06/01/2006 CKHLOK  
12/23/2005 MBIZUNES 00000079 10699716  
01 FC:2452 -250.00 0P



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/699,716  
Applicant: Robert J. Simmons  
Filed: November 3, 2003  
Group #: 3673  
Examiner: Gay Spahn

Confirmation Number: 3534

Docket No: J-BSIM.1007  
Customer No: 56703  
For: Angle-section Column/Beam Connector

MS PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Void date: 05/01/2086 TBESHAI 10699716  
05/01/2086 TBESHAI 00000012 10699716  
01 FC:1452 -500.00 OP

## PETITION TO REVIVE ... UNDER 37 C.F.R. § 1.137(b) RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. § 1.111 CHANGE OF CORRESPONDENCE ADDRESS/CUSTOMER NUMBER SUPPLEMENTAL IDS AND REFERENCES Introductory Comments

In response to the Office Action dated April 13, 2005, and the denial of Applicant's Petition under 37 C.F.R. § 1.137(a), please amend the above-identified Application as follows:

**Amendment to the Specification** begins on page 2 of this paper.

**Amendment to the Claims** are reflected in the listing of claims which begins on page 4 of this paper. 05/01/2086 TBESHAI 00000013 10699716  
01 FC:1452 -500.00 OP

**Amendment to the Drawings** begin on page 7 of this paper, and include an attached replacement sheet and an annotated sheet showing changes.

**Remarks/Arguments** begin on page 8 of this paper.

**An Appendix**, including amended drawings figures is attached following the Remarks/Arguments section of this paper.

05/01/2086 TBESHAI 00000012 10699716  
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Adjustment date: 06/01/2006 CKHLOK  
05/01/2006 TBESHAI 00000013 10699716  
01 FC:1452 -500.00 OP

Page 1 **RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. § 1.111, PETITION UNDER 1.137(b) and CHANGE OF CORRESPONDENCE ADDRESS/CUSTOMER NUMBER** for Serial No. 10/699,716; Attorney Docket No. J-BSIM.1007